



Phyllis A. Hayes
Paralegal - Bankruptcy Services

RECEIVABLE MANAGEMENT SERVICES

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Via FedEx

November 3, 2009

Clerk
U.S. Bankruptcy Court
701 East Broad Street - Room 4000
Richmond, VA 23219

Response to Debtors' Forty-Eighth Omnibus Objection to Certain Administrative Expenses and 503(b)(9) Claims and Motion for (I) Authority to Setoff Against Such Expenses and Claims and (II) A Waiver of the Requirement that the First Hearing on any Response Proceed as a Status Conference

In re: Circuit City Stores, Inc., *et al.* ("Debtors")
Case No. 08-35653 (KRH) (Chapter 11)
Claimant - Cohesion Products, Inc.

Dear Clerk:

As Agent for the Creditor, Cohesion Products, Inc. ("Cohesion"), we disagree with the Debtor's determination to setoff \$4,010.64 of the 503(b)(9) Administrative Expense Claim in the amount of \$223,062.84 (copy attached).

The Chief Financial Officer of Cohesion, Matthew Lu, advises that he is not aware of a receivable owed to Circuit City in the amount of the proposed setoff.

In that regard, we ask that claim no. 1138 be evaluated on its merits and allowed as a 503(b)(9) Administrative Expense Claim in the amount of \$223,062.84.

Further, we would also like to be added to the mailing list to receive all documents, etc. as it relates to the creditor Cohesion Products, Inc., as indicated on the proof of claim.

Sincerely,

A handwritten signature in cursive script, appearing to read "Phyllis A. Hayes".

Phyllis A. Hayes
Receivable Management Services
Agent for Cohesion Products, Inc.

Enclosures

cc:

Skadden, Arps, Slate, Meagher & Flom, LLP
Attn.: Gregg M. Galardi, Esq.
Attn.: Ian S. Fredericks
One Rodney Square
Wilmington, DE 19899

Skadden, Arps, Slate, Meagher & Flom, LLP
Attn.: Chris L. Dickerson, Esq.
155 N. Wacker Dr.
Chicago, IL 60606

McGuirewoods LLP
Attn.: Dion W. Hayes, Esq.
Attn.: Douglas M. Foley, Esq.
One James Center
901 E. Cary St.
Richmond, VA 23219

Document Page 2 of 6
 United States Bankruptcy Court
 Eastern District of Virginia
 Richmond Division

**DEADLINE FOR
FILING 503(b)(9)
CLAIMS**

**5:00 P.M. Pacific Time
December 19, 2008**

Section 503(b)(9) Claim Request Form

COPY

Circuit City Stores, Inc., et al, Claims Processing c/o Kurtzman Carson Consultants LLC, 2335 Alaska Avenue, El Segundo, CA 90245	Circuit City Stores, Inc., et al. Case Nos. 08-35653 through 08-35670 Chapter 11 Jointly Administered
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NOTE: Pursuant to an Order of the Bankruptcy Court in the above-referenced chapter 11 cases (see Docket No. 107), to have claims allowed as administrative expense under 11 U.S.C. § 503(b)(9), this form must be served upon Circuit City Stores, Inc., et al, Claims Processing, c/o Kurtzman Carson Consultants LLC, 2335 Alaska Avenue, El Segundo, CA 90245 by December 19, 2008, the Bar Date for Section 503(b)(9) claims in the above-referenced cases. The form may be submitted in person or by regular mail, overnight mail, or hand delivery. Facsimile, email or electronic submissions will not be accepted. Requests shall be deemed filed when actually received by Kurtzman Carson Consultants LLC.

Name and Address of Creditor: (The person or other entity to whom the debtor owes money or property)

COHESION PRODUCTS, INC.
895 DOVE STREET, SUITE 310
NEWPORT BEACH, CA 92660

Telephone: **410-773-4089**

Fax: **410-773-4057**

Name and address where notices should be sent (if different from above)

COHESION PRODUCTS, INC.
C/O RKS
P.O. BOX 5126
TIMONUM, MD 21094

Telephone: **(410) 773-4089**

Fax: **(410) 773-4057**

☐ Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

☐ Check box if you have made any demand(s) to reclaim goods sold to the debtor under 11 U.S.C. § 546(c). (attach copies of any such demand(s))

☐ Check box if you have transferred the rights of your claim to any third party. If so please list name of transferee:

☒ Check box if you have never received any notices from the bankruptcy court in this case.

Debtor against which claim is asserted: (Check one box below:)

- ☒ Circuit City Stores, Inc. (Tax I.D. No. 54-0493875)
- ☐ Abbott Advertising, Inc. (Tax I.D. No. 54-1624659)
- ☐ Circuit City Stores West Coast, Inc. (Tax I.D. No. 95-4460785)
- ☐ CC Distribution Company of Virginia, Inc. (Tax I.D. No. 54-1712821)
- ☐ Circuit City Properties, LLC (Tax I.D. No. 54-0793353)
- ☐ Patapsco Designs, Inc. (Tax I.D. No. 52-1086796)
- ☐ Ventoux International, Inc. (Tax I.D. No. 20-1071838)
- ☐ Sky Venture Corporation (Tax I.D. No. 54-1760311)
- ☐ Prahls, Inc. (n/a)
- ☐ XS Stuff, LLC (Tax I.D. No. 54-2029263)
- ☐ Kinzer Technology, LLC (Tax I.D. No. 54-2022157)
- ☐ Circuit City Purchasing Company, LLC (Tax I.D. No. 20-0995170)
- ☐ Orbyx Electronics, LLC (Tax I.D. No. 20-1203360)
- ☐ InterTAN, Inc. (Tax I.D. No. 75-2130875)
- ☐ CC Aviation, LLC (Tax I.D. No. 20-5290841)
- ☐ Courchevel, LLC (n/a)
- ☐ Circuit City Stores PR, LLC (Tax I.D. No. 66-0695512)
- ☐ Mayland MN, LLC (Tax I.D. No. 20-0896116)

ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR: **200011**

Check here if this claim ☐ replaces ☐ amends a previously filed claim, dated: _____

1. BASIS FOR CLAIM: Goods received by the Debtor within 20 days before the date of commencement of the case. Value of Goods: **\$ 223,062.84**

2. DATE OF SHIPMENT: **10/16/08** METHOD OF SHIPMENT: **VESSEL SAIL** DATE OF RECEIPT: **10/23/08**

NAME OF CARRIER: **EXPEDITORS** PLACE OF DELIVERY: **LONG BEACH, CA.**

3. TOTAL AMOUNT OF SECTION 503(b)(9) CLAIM: **\$ 223,062.84**

☐ Check the box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all additional charges.

4. BRIEF DESCRIPTION OF CLAIM: **GOODS SOLD**

Describe goods sold: **PVC FOLDING GAME CHAIRS (BUCK)** Attach support for your claim.

5. CREDITS AND SETOFFS: The amount of all payments on this claim has been credited and deducted for the purpose of making this claim. In filing this claim, claimant has deducted all amounts that claimant owes to debtor.

6. SUPPORTING DOCUMENTS: Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, or contracts. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary. Attachments must be printed on 8-1/2" by 11" paper.

7. DATE-STAMPED COPY: To receive an acknowledgement of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this claim request form.

8. ORDINARY COURSE CERTIFICATION: By signing this claim request form, you are certifying that the goods for which payment is sought hereby, were sold to the debtor in the ordinary course of the debtor's business as required by 11 U.S.C. § 503(b)(9).

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

FOR COURT USE ONLY

RECEIVED

DEC 15 2008

KURTZMAN CARSON CONSULTANTS

Date

12/12/08

Sign and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney if any)

Phyllis C. Hager, RAS, Agent



INVOICE A-1000025

Unit 1-12, 7/F., Corporation Square,
8 Lam Lok Street, Kowloon Bay,
Kowloon, Hong Kong

Tel + 852 2750 0755
Fax + 852 2123 6345

Page: 1 of 1

Invoice Date : 21-Oct-2008

Customer Code : 200011

Bill To : Circuit City Stores, Inc.
9954 Mayland Drive
Richmond, VA 23233
United States

Shipment Fulfillment No. :

Ship To : Circuit City Stores, Inc.
Distribution Center #717
501 S. Cheryl Lane Walnut, CA91789
United States

Transaction Date : 16-Oct-2008

Payment Terms : Net 45

Due Date : 30-Nov-2008

Place of Departure : Xiamen

Place of Arrival : Long Beach, CA

On-Board Date : 16-Oct-2008

Bill of Lading No. : R3E57037

Title Transfer :

Our Ref : 161008

Commercial Invoice : CPL-98270

Product Code and Description	Quantity	Unit Price (USD)	Amount (USD)
Item: PVC Folding Gassing Chair-black Customer Item No.: GMC00001 Vendor Item No.: GMC00001 EPC: 4894088000113 HTS: 9401.61.6010 Customer PO: 2132094 No. of Carton(s): (6006) Gross Weight: 114.114 KG Master Carton Qty: 2	12,012 Each	18.5700	223,062.84
		Total USD	223,062.84

Country of Origin: China

Note: THIS SHIPMENT DOES NOT CONTAIN SOLID WOOD PACKING MATERIAL.

Remittance Information

Beneficiary : Cohesion Products Limited
Bank : The Hongkong and Shanghai Banking Corporation Limited
Address : 1 Queen's Road Central, Hong Kong
A/C# : 808-376511-274
SWIFT Code : HSBCHKHH
Remarks : Please include invoice number(s) for reference purposes

Bank charges are for the account of sender

If you have questions: Please contact Elizabeth Boyle, Customer Financial Accountant at (949) 851-4792



PACKING LIST

Invoice #	CPL-98270
Invoice Date	OCT.07.2006

Ship To:
CIRCUIT CITY STORES, INC.
060717 501 S. CHERYL LANE
WALNUT CA 91789 U.S.A

Vendor Name: AK DESIGNS LLC
Vendor Number: 70440
Vendor Factory Name & Address: Zhengye Esaseal Industrial Co. Ltd
No. 288 Jiao Song Road, Long Chi Industrial Zone, Zhang Zhou, Fujian, China

Sold To:
Circuit City Stores, Inc.
6654 Mayland Drive
Richmond, VA 23133, USA

Payment Terms	L/C #	Freight Terms	Port of Loading	Port of Destination
NET 45	N/A	FOB Inco Terms/PCA	Xiamen, China	LOS ANGELES, CA

Vessel Name	Voyage #	Vessel Sell Date
FT USODINWARE	0836-054E	OCT-16-04

[illegible]

Container#5:

SAY TOTAL SIX THOUSAND AND SIX CARTONS ONLY.

Shipping Marks:

CO-002

CIRCLE CITY P.O. #2137094

Circuit City Model #:GMO00001

Unit Count Per Carton: 2 pieces

Carton #: _____ of 12500

Gross Weight: 41.8 (lbs)

Carton Dimension (inches): 22.44 length x 14.6 width x 34.3 height

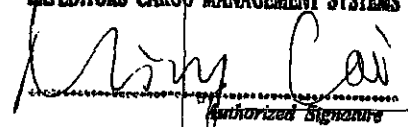
Made in China

Vendor Signature

Expeditors

Expeditors Cargo Management Systems
ORIGINAL

FORWARDER'S CARGO RECEIPT

SHIPPER (Name and Full Address) COHESION PRODUCTS LTD./C/O AK DESIGNS LLC UNIT 1-12,7/F,CORPORATION SQUARE 8 LAM LOK STREET,KOWLOON BAY,KOWLOON, HONG KONG		BOOKING NUMBER S3E0027982		FOR NUMBER R3E57037	
CONSIGNEE (Name and Full Address) CIRCUIT CITY STORES, INC. 9950 MAYLAND DRIVE DR 1, 4TH FLOOR RICHMOND, VA 23233 UNITED STATES ATTN:LOGISTICS DEPT. CONTACT NAME:CAROL LACKS		CARGO RECEIVING DATE 10/13/08			
NOTIFY PARTY / INTERMEDIATE CONSIGNEE (Name and Full Address) CIRCUIT CITY STORES, INC. 9950 MAYLAND DRIVE DR 1, 4TH FLOOR RICHMOND, VA 23233 UNITED STATES ATTN:LOGISTICS DEPT. CONTACT NAME:CAROL LACKS		FORWARDING AGENT REFERENCES BEIJING KANG JIE KONG INTERNATIONAL CARGO AGENT CO.,LTD. XIAMEN BRANCH UNIT G,10 FLOOR,INTL.PLAZA			
INITIAL CARRIAGE LT USODIMARE / 00054		PLACE OF RECEIPT XIAMEN, CHINA			
EXPORT CARRIER (Vessel, voyage)		PORT OF LOADING XIAMEN, CHINA			
PORT OF DISCHARGE LONG BEACH, CA		PLACE OF DELIVERY LONG BEACH, CA			
PARTICULARS FURNISHED BY SHIPPER					
MARKS AND NUMBERS CONTAINER NUMBERS	NOS. OF PACKAGES	DESCRIPTION OF PACKAGES AND GOODS		GROSS WEIGHT KGS	MEASUREMENT CBM
Details as per attached commercial invoice. Invoice Number: CPL-98270 CO-002 CIRCUIT CITY P.O.# 2132094 CIRCUIT CITY MODEL#GMC00001 UNIT COUNT PER CARTON 2 PIECES CARTON#_OF12500 GROSS WEIGHT 41.8 POUNDS CARTON DIMENSION (INCHES):22.44	6006 CTNS	PO NUMBER:2132094 MODEL NUMBER:GMC00001 PVC FOLDING GAMING CHAIR-BLACK ***B.CARMICHAEL INTERNATIONAL SERVICES 533 GLENDALE BLVD.LOS ANGELES,CA 90026 ATTN:DANNY CHANTIM IMPORT MGR 213-353-0800 FORWARDERS AGENT: CARMICHAEL INTERNATIONAL SERVICES SEE ATTACHED		114114.0 KG	1102.000 M3
REMARKS: THE ORIGINAL BILL OF LADING OF THIS SHIPMENT HAS BEEN RELEASED TO THE ABOVE MENTIONED CONSIGNEE AS AGREED AND SPECIFIED ON SHIPPING ORDER					
IN ACCORDANCE WITH INSTRUCTION OF THE ABOVE CONSIGNEE WE RECEIVED THE FOLLOWING DOCUMENTS ON 10/13/08			FREIGHT COLLECT		
Documents received COMMERCIAL INVOICE PACKING LIST BENEFICIARY SIGNED STATEMENT DECLARATION OF ORIGIN SHIPPING DOCUMENTS RECEIPT CIRCUIT CITY MANIFEST			ORIGINALS COPIES 1 1 1 1 1 16		
FOR CHARGES For and on behalf of EXPEDITORS CARGO MANAGEMENT SYSTEMS  Authorized Signature DATE 10/23/08			THIS DOCUMENT IS EXCHANGED FOR THE DOCK'S RECEIPT / MATE'S RECEIPT. IT IS ISSUED AS A RECEIPT OF PAPER AND CARGO ONLY AND WILL NOT BE NEGOTIABLE UNLESS VERIFIED AND ENDORSED BY AN AUTHORIZED SIGNATORY OF EXPEDITORS.		

Forwarder's Cargo Receipt
Terms and Conditions

Expeditors

Expeditors Cargo Management Systems

ORIGINAL

FORWARDER'S CARGO RECEIPT

SHIPPER (Name and Full Address)		BOOKING NUMBER		FOR NUMBER	
COHESION PRODUCTS LTD./C/O AK		S3E0027982		R3E57037	
PARTICULARS FURNISHED BY SHIPPER			1 OF 1 ORIGINAL	PAGE 2	
MARKS AND NUMBERS/ CONTAINER NUMBERS	NOS. OF PACKAGES	DESCRIPTION OF PACKAGES AND GOODS	GROSS WEIGHT KGS.	MEASUREMENT CBM	
LENGT X 14.6WIDTH X 34.3HEIGHT MADE IN CHINA		533 GLENDALE BLVD. LOS ANGELES, CA 90026 ATTN:DANNY CHANTIM IMPORT MGR 213-35-0800 SAILING DATE:10/16/08			
GVCU4091726 CY/CY	Size	:40 312 CTNS Seal:EMCAYV9318 SHIPPER'S LOAD AND COUNT	5928.00 KG	57.250 M3	
IMTU9029275 CY/CY	Size	:40H 382 CTNS Seal:EMCAYV9078 SHIPPER'S LOAD AND COUNT	7258.00 KG	70.090 M3	
XINU8060985 CY/CY	Size	:40H 382 CTNS Seal:EMCAYV9188 SHIPPER'S LOAD AND COUNT	7258.00 KG	70.090 M3	
EMCU9397719 CY/CY	Size	:40H 382 CTNS Seal:EMCAYV9378 SHIPPER'S LOAD AND COUNT	7258.00 KG	70.090 M3	
TCNU9384010 CY/CY	Size	:40H 382 CTNS Seal:EMCAYV9368 SHIPPER'S LOAD AND COUNT	7258.00 KG	70.090 M3	
GESU4347203 CY/CY	Size	:40H 382 CTNS Seal:EMCAYV9198 SHIPPER'S LOAD AND COUNT	7258.00 KG	70.090 M3	
FSCU9666147 CY/CY	Size	:40H 382 CTNS Seal:EMCAYV9068 SHIPPER'S LOAD AND COUNT	7258.00 KG	70.090 M3	
TGHU8686234 CY/CY	Size	:40H 382 CTNS Seal:EMCAYV9088 SHIPPER'S LOAD AND COUNT	7258.00 KG	70.090 M3	
FSCU9779729 CY/CY	Size	:40H 382 CTNS Seal:EMCAXU2438 SHIPPER'S LOAD AND COUNT	7258.00 KG	70.090 M3	
EMCU9354770 CY/CY	Size	:40H 382 CTNS Seal:EMCAYV9388 SHIPPER'S LOAD AND COUNT	7258.00 KG	70.090 M3	
FSCU9258865 CY/CY	Size	:40H 382 CTNS Seal:EMCAYV8718 SHIPPER'S LOAD AND COUNT	7258.00 KG	70.090 M3	
EISU9075401 CY/CY	Size	:40H 382 CTNS Seal:EMCAYV9328 SHIPPER'S LOAD AND COUNT	7258.00 KG	70.090 M3	
GVCU5048730 CY/CY	Size	:40H 373 CTNS Seal:EMCAYV9098 SHIPPER'S LOAD AND COUNT	7087.00 KG	68.440 M3	
TGHU8881729 CY/CY	Size	:40H 373 CTNS Seal:EMCAYV8888 SHIPPER'S LOAD AND COUNT	7087.00 KG	68.440 M3	
EMCU9390611 CY/CY	Size	:40H 373 CTNS Seal:EMCAYV9158 SHIPPER'S LOAD AND COUNT	7087.00 KG	68.440 M3	
BSIU9127930 CY/CY	Size	:40H 373 CTNS Seal:EMCAYV9178 SHIPPER'S LOAD AND COUNT	7087.00 KG	68.440 M3	
TOTALS:		16 Container(s)			

